THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No.25311 of 2005

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Dated:02.12.2005

Between:

Ch. Chittamma W/o. Late Narayana
R/o. H.No. 2-22-4/2, Vivekanandanagar Colony, Kukatpally,

Hyderabad, and others.

..... PETITIONERS

AND

The Special Officer and Competent Authority, Urban Land Ceiling,

Andhra Pradesh, Hyderabad, and another.

.....RESPONDENTS

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.25311 of 2005

ORDER:

The first petitioner is the mother of the third petitioner and mother-in-law of the second petitioner. It is the case of the petitioners that the husband of the first petitioner, who owned an extent of 16,000 sq.mts of agricultural land in Survey No.166/P of Kukatpally Village, Balanagar Mandal, Ranga Reddy District, filed a declaration under the provisions of the Urban Land (Ceiling and Regulation) Act, 1976 in C.C.No.F1/15/97. After the death of the husband of the first petitioner, the petitioners impleaded in the same and it appears, the competent authority under the Act declared the petitioners as surplus land holders, and accordingly notifications under Sections 10(1) and 10(3) of the Act were issued. In the meanwhile, the Government came forward with G.O.Ms.No.456, dated 29.07.2002, giving option to the surplus land holders to seek regularization of the surplus land by paying appropriate amounts as stipulated therein.

The petitioners, so as to avail the same, made representations and also paid a sum of Rs.33,00,000/- on various dates. Their applications were considered by the first respondent, and the matter was referred to the second respondent. It is the

allegation of the petitioners that though the first respondent sent the matter to the second respondent, vide letter dated 28.08.2004, no orders are passed till now. Therefore, they seek a direction to the second respondent to dispose of their representations for regularization of surplus urban land.

After getting instructions in the matter, the learned Assistant Government Pleader for Revenue (Urban Land Ceiling) submits that in view of the advice of the Regional Vigilance & Enforcement Officer, Hyderabad, not to send regularization proposals till the completion of the Vigilance enquiry relating to illegal encroachments in Survey Nos.115, 116A & 116B of Kukatpally Village, Balanagar Mandal, Ranga Reddy District, the matter could not be disposed of, and the final proposals could not be sent by the first respondent.

As alleged by the petitioners, the first respondent has already submitted proposals vide letter No.F1/456/01/2003, dated 28.08.2004, and therefore, there is no question of sending proposals again. Therefore, the second respondent is directed to dispose of the representations of the petitioners as forwarded by the first respondent, and pass appropriate orders in accordance with G.O.Ms.No.456 dated 29.07.2002, within a period of four weeks from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

02.12.2005

vs